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Date: 5-11-01

By: Debra L. Bratkney

Attorney Docket No.: 8603-0190.20
Applicant: Barry M. Trost et al.
Serial No.: 09/498,701
Filing Date: February 7, 2000
Examiner: Desai, R.
Group Art Unit: 1625

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Request for Continued Examination (RCE) Transmittal

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application, filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Box: RCE
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Note: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114

a. ☐ Previously submitted

☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed *.

(Any unentered amendment(s) referred to above will be entered.)

☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on *.

b. ☒ Enclosed

☒ Amendment/Reply

☒ Declaration under Rule 132

☒ Petition for 2-month extension of time

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2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. ☐ Other

3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 04-0531.

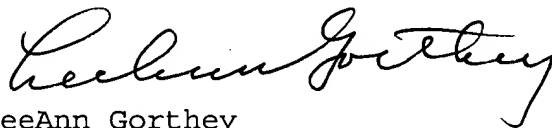
b. ☒ A check in the amount of \$1,100.00 is enclosed to cover the following fees.

☒ RCE filing fee (\$710) required under 37 C.F.R. §1.17(e); and

☒ 2-month time extension fee (\$390) (37 C.F.R. §1.136 and §1.17).

c. ☒ The Director is hereby authorized to charge any underpayment in fees (or credit any overpayments) to Deposit Account No. 04-0531.

Respectfully submitted,



LeeAnn Gorthey

Registration No. 37,337

Date:

5-11-01

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